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10 Attorneys for Specially Appearing Defendant  
11 BUMBO (PTY) LTD.

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 DYLAN LAMM, a minor by and  
15 through his guardian ad litem MARY  
16 CATHERINE DOHERTY; and KEVIN  
17 LAMM,

18 Plaintiffs,

19 vs.

20 BUMBO, BUMBO LIMITED, BUMBO  
21 (PTY) LTD.; TARGET  
22 CORPORATION; and DOES 1 to 20,

23 Defendants.

Case No. C-07-04807 MHP

DECLARATION OF ANTOINETTE  
WAGENAAR IN SUPPORT OF  
BUMBO (PTY) LTD.'S AMENDED  
MOTION TO QUASH SERVICE  
AND DISMISS FOR  
INSUFFICIENT SERVICE OF  
PROCESS AND LACK OF  
PERSONAL JURISDICTION

Date: March 24, 2008  
Time: 2:00 p.m.  
Place: Courtroom of the Hon.  
Marilyn Hall Patel

24 I, Antoinette Wagenaar, declare:

25 I. I am a Director of Bumbo (Pty) Ltd. This declaration is submitted in  
26 support of Bumbo (Pty) Ltd.'s *amended* motion to quash service and dismiss for  
27 insufficient service of process and lack of personal jurisdiction. I have personal  
28 knowledge of the facts attested to in this declaration, except for those facts stated  
upon information and belief, and, as to those facts, I believe them to be true. If  
called upon to do so, I could and would competently testify to all matters contained  
herein.

DECLARATION OF ANTOINETTE WAGENAAR IN  
SUPPORT OF BUMBO (PTY) LTD.'S AMENDED MOTION TO  
QUASH SERVICE, AND DISMISS  
CASE NO. C-07-04807 MHP

LONDON & FORSYTH LLP  
 1901 Avenue of the Stars, Suite 850  
 Los Angeles, California 90067-0010  
 Telephone: (310) 557-2030

2. Bumbo (Pty) Ltd. is a private company which has been organized under the laws of South Africa and has its principal place of business in Pretoria, South Africa.

3. Bumbo (Pty) Ltd.'s one and only manufacturing plant and its corporate headquarters/registered office are located in Pretoria, South Africa.

4. All employees of Bumbo (Pty) Ltd. are employed at its manufacturing plant or corporate headquarters/registered office in Pretoria, South Africa.

5. I am employed at Bumbo (Pty) Ltd.'s corporate headquarters/registered office at 212 Hardy Muller Street, Rosslyn 0200, Gauteng, South Africa.

6. On January 25, 2008, I was informed that an unknown person was in our reception area attempting to deliver a package.

7. I was handed the package but did not sign any documentation for the unknown person acknowledging that I had received said package.

8. I am informed and believe that the person who delivered the package did not introduce or identify himself.

9. I am informed and believe that the person who delivered the package did not identify himself as a Sheriff.

10. I am informed and believe that the person who delivered the package did not explain the nature and contents of the package.

11. A letter from plaintiff's counsel, Jeremy R. Fietz, Esq., to Mr. Neil Thuynsma dated January 18, 2008, accompanied the package. This letter stated that the package had been delivered to Mr. Thuynsma via DHL International.

12. The unknown person delivering the package allowed us to make a copy of this letter. On the front of my copy of the letter, I wrote notes regarding the delivery of this package for my file. A true and correct copy of my copy of this letter is attached hereto as Exhibit "A."

DECLARATION OF ANTONETTE WAGENAAR IN  
 SUPPORT OF BUMBO (PTY) LTD.'S AMENDED MOTION TO  
 QUASH SERVICE AND DISMISS  
 CASE NO. C-07-04807-MHP

1 13. I do not know, nor had I ever heard the name "Neil Thuynsma",  
2 before reading the letter attached as Exhibit "A."

3 14. Only after I opened the package did I discover that it contained a  
4 summons, complaint and reassignment order in the above-captioned action.

5 I declare under penalty of perjury under the laws of the United States of  
6 America that the foregoing is true and correct.

7 Executed this 16 day of February, 2008 at Pretoria, South Africa

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11 Antoinette Wagenaar

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DECLARATION OF ANTOINETTE WAGENAAR IN  
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